

THIRD DAY**(Continued)****(Friday, February 24, 1950)****AFTER RECESS**

The Senate met at 12:00 o'clock m. and was called to order by Senator Aikin.

Leaves of Absence Granted

Senator Weinert was granted leave of absence for today on account of important business on motion of Senator Bullock.

Senator Carney was granted leave of absence for today on account of important business on motion of Senator Morris.

Reports of Standing Committees

By unanimous consent, the following reports were submitted at this time:

Senator Kelly of Tarrant, submitted the following report:

Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred S. B. No. 30, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

KELLY of Tarrant,
Chairman.

Senator Tynan submitted the following reports:

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred S. B. No. 15, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be mimeographed but not otherwise printed.

TYNAN,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred S. B. No. 16, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed but not otherwise printed.

TYNAN,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred S. B. No. 17, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed but not otherwise printed.

TYNAN,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred S. B. No. 18, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed but not otherwise printed.

TYNAN,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred S. B. No. 14, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed but not otherwise printed.

TYNAN,
Chairman.

Senator Kelley of Hidalgo submitted the following reports:

Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of
the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred S. B. No. 25, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

KELLEY of Hidalgo,
Chairman.

Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of
the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred S. B. No. 27, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

KELLEY of Hidalgo,
Chairman.

Senator Aikin submitted the following reports:

Austin, Texas,
February 24, 1950.

Hon. Grady Hazelwood, President of
the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 7, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of
the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. C. R. No. 18, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

AIKIN,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of
the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. C. R. No. 19, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of
the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 19, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of
the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. C. R. No. 20, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of
the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 24, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

AIKIN,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of
the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 26, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

AIKIN,
Chairman.

Messages from the Governor

The presiding officer directed the secretary to read the following message, received from the Governor today:

Austin, Texas,
February 24, 1950.

To the Members of the 51st Legislature, First Called Session:

I submit the following additional subjects for consideration by the First Called Session of the 51st Legislature:

1. District courts and district court terms.
2. Creation of juvenile boards.
3. Legislation clarifying veterans' land program.
4. Chapter III, Page 281, Acts of the 43rd Legislature, 1933, relative to the operation of railroads.

Respectfully submitted,
ALLAN SHIVERS,
Governor of Texas.

The following messages received from the Governor today, were read and referred to the Committee on Nominations of the Governor:

Austin, Texas,
February 24, 1950.

To the Senate of the 51st Legislature, First Called Session:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

To be District Attorney of the 109th Judicial District to fill the unexpired term of J. H. Starley, resigned, John P. Dennison of Pecos, Reeves County.

Respectfully submitted,
ALLAN SHIVERS,
Governor of Texas.

Austin, Texas,
February 24, 1950.

To the Senate of the 51st Legislature, First Called Session:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

To be a member of the Board of Mansion Supervisors for 6-year term to expire January 1, 1956:

Mrs. O. H. Davenport of Starr County.

Respectfully submitted,
ALLAN SHIVERS,
Governor of Texas.

Austin, Texas,
February 21, 1950.

To the Senate of the 51st Legislature, First Called Session:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

To be a member of the Advisory Hospital Council term to expire August 13, 1955:

Miss Dixie Diefenderfer of Columbus, Colorado County.

Respectfully submitted,
ALLAN SHIVERS,
Governor of Texas.

Senate Resolution 53

Senator Colson offered the following resolution:

Whereas, The Honorable Clem Fain of Livingston, Texas, is a visitor in our Capital City; and

Whereas, The said Clem Fain served the people of the 5th Senatorial District with honor and distinction; and

Whereas, The members of the Senate would enjoy having him again in their midst; now, therefore, be it

Resolved, That the Senate welcome the said Clem Fain, and that he be granted the privileges of the floor for the day.

The resolution was read and was adopted.

Message from the House

Hall of the House of Representatives,

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 17, Providing for acceptance by the First Special Session of the 51st Legislature for the State of Texas of an oil portrait of the late Beauford H. Jester, to be hung in the State Capitol.

H. C. R. No. 29, Providing for a commission of forty-five (45) members to be known as "The Texas National Capital Sesquicentennial Commission."

Respectfully submitted,
CLARENCE JONES,
Chief Clerk, House of Representatives.

Senate Bills on First Reading

By unanimous consent, the following bills were introduced, read first time and referred to the committees indicated:

By Senator Aikin:

S. B. No. 35, a bill to be entitled "An Act making an emergency appropriation for the use of the Secretary of State for the purpose of publishing the Current Laws."

To the Committee on Finance.

By Senator Kelley of Hidalgo:

S. B. No. 36, A bill to be entitled "An Act amending H. B. No. 442, Chapter 218, Acts of the Regular Session of the 51st Legislature, 1949, by providing for the approval of the County Commissioners' Court to the appointment of members of the Board of Park Commissioners; providing for compensation and expenses to be paid Park Commissioners; by requiring Park Commissioners to execute bonds conditioned upon the faithful performance of their duties; providing for depositories and withdrawal of funds; providing for keeping of minutes, proceedings, and records by Park Boards and authorizing inspection by Commissioners' Court; providing for and increasing the powers of Park Boards; providing Park Boards the right to sue and be sued; providing for the obtaining of funds by Boards of Park Commissioners and authorizing them to issue revenue bonds to finance the acquisition of permanent improvements and other facilities connected with or incident to any park or parks for any one or

more purposes; providing for the approval and issuance of revenue bonds by Commissioners' Court; providing for negotiability of any revenue bonds issued by Park Boards; providing for the manner of issuance of revenue bonds to mature serially or otherwise and not to exceed forty (40) years; providing interest on bonds not to exceed 6 per cent per annum; providing for reduction prior to maturity date of revenue bonds; providing bonds may be secured by pledge of revenues from operation of parks and other facilities; providing definitions of revenues and expenses in relation to bonds; providing bonds shall never be construed to be a debt of the county or the State of Texas; providing for the submission of bond issues to the Attorney General for approval; providing for supervision by Board of rates, charges, and tolls by those whose revenues are pledged; providing for indenture and securing bonds between the County and corporate trustee or an individual and co-trustee; providing for depositories and requirements thereof of said revenue bond funds; setting forth rights of holders of revenue bonds and providing for appointment of receivers; declaring such revenue bonds to be legally authorized investments for banks, trust companies sinking funds and other funds of the State of Texas or municipal corporations, taxing districts, etc.; providing Park Commissioners with power to enter into agreements, contracts and leases of parks or facilities thereof; requiring Park Commissioners to annually file financial statements and budgets before July 1; providing county judge to incorporate requested Park Board budget in County budget; granting Board power to make reasonable regulations and rules as to use of parks and facilities thereof; granting Park Board power to enact rules and regulations and to provide penalties, including imprisonment, for the violation thereof; authorizing Park Boards to accept grants and gratuities; validation of appointment of Park Commissioners and of all acts, contracts, leases and agreements heretofore made by Board of Park Commissioners; providing for the exercise in certain situations by the County Commissioners' Court of powers granted Board of Park Commissioners; providing that this act be cumulative of all other laws but shall take precedence in event of conflict with other laws; pro-

viding a severability clause; and declaring an emergency."

To the Committee on Counties and County Boundaries.

By Senator Kelley of Hidalgo:

S. B. No. 37, A bill to be entitled "An Act to amend subdivision 107 of Article 199 of the Revised Civil Statutes of Texas, 1925, as amended by H. B. No. 574, ch. 300, Acts of Regular Session of the 49th Legislature, 1945, as amended by S. B. No. 405, ch. 351, Acts of Regular Session of the 51st Legislature, 1949, by adding thereto another section to be known as Section 5a, providing for certain county court jurisdiction in Willacy County to be placed in the 107th District Court, including appeals in condemnation proceedings; removing such jurisdiction from the County Court of Willacy County; providing for the transfer of cases from said County Court to said District Court; repealing all laws in conflict herewith to the extent of such conflict and making this Act cumulative of all existing laws governing such courts; providing a severability clause; and declaring an emergency."

To the Committee on Counties and County Boundaries.

By Senator Kelley of Hidalgo:

S. B. No. 38, A bill to be entitled "An Act to amend H. B. No. 108, Acts of the Regular Session of the 51st Legislature, ch. 404, page 754, Vernon's Annotated Civil Statutes, Article 7345e; making same applicable to all counties in this State in which are located one or more tracts of land, or portions thereof, having in excess of 1,000 acres which are owned by twenty (20) or more persons in undivided interests on which delinquent taxes are due; providing that if attorney's fees are paid under the provisions of this act the provisions of Article 7335, R. C. S., 1925, and of Chapter 8, Acts of the 41st Legislature, 1930, Fourth Called Session, being Article 7335a, V. A. C. S. shall not apply; providing that said Act shall be cumulative of other existing laws, except in so far as same conflict herewith; and repealing all conflicting laws to the extent of the conflict; and declaring an emergency."

To the Committee on Counties and County Boundaries.

By Senators Kelly of Tarrant, Bracewell and Cousins:

S. B. No. 39, A bill to be entitled "An Act amending Section 1 of Chapter 51, Acts of the 51st Legislature, Regular Session; repealing all laws in conflict herewith; and declaring an emergency."

To the Committee on Finance.

Senator Moffett asked unanimous consent to introduce a bill, the provisions of which he explained.

The Presiding Officer announced that there was objection.

Senator Phillips raised a point of order against the introduction of the bill on the ground that it does not come within the proclamation of the Governor calling the present special session of the Legislature.

The Presiding Officer (Senator Aikin), overruled the point of order.

Senator Moffett then moved to suspend the Senate rule indicating the period of the Legislative day for the introduction of bills.

The motion prevailed by the following vote:

Yeas—25

Aikin	Lock
Ashley	Martin
Bell	Moffett
Bracewell	Moore
Bullock	Morris
Colson	Nokes
Corbin	Phillips
Cousins	Proffer
Harris	Shofner
Hazlewood	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Lane	

Nays—4

Hardeman	Kelly of Tarrant
Hudson	McDonald

Absent—Excused

Carney	Weinert
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The following bill was then introduced, read first time, and referred to the committee indicated:

By Senators Moffett, Corbin and Moore:

S. B. No. 40, A bill to be entitled "An Act making an appropriation out of the State Hospital Fund; stating the purpose for which the appropriation is made; limiting the duration of the appropriation; and declaring an emergency."

To the Committee on Finance.

By Senators Carney and Lane:

S. B. No. 41, A bill to be entitled "An Act providing for the extension of boundaries of certain junior college districts; providing for elections for the levy and collection of taxes and the assumption of bonded indebtedness by such enlarged districts; providing for the issuance of bonds and the levy and collection of taxes; and declaring an emergency."

To the Committee on Civil Jurisprudence.

By Senator Lane:

S. B. No. 42, A bill to be entitled "An Act to re-allocate and re-appropriate from the biennial appropriation for the Texas Library and Historical Commission, State Library, an amount sufficient to provide for the operation of the Extension Division of the State Library; and declaring an emergency."

To the Committee on Finance.

By Senator McDonald:

S. B. No. 43, A bill to be entitled "An Act to amend Title 82, Revised Civil Statutes of Texas, 1925, as amended by adding a new article to be known as Article 5139E, establishing and constituting a juvenile board in certain counties to be composed of the County Judge and District Judges; designating a chairman and administrative officer therefor and providing an official name therefor; providing that such board shall be established and constituted in each county having therein two district courts wherein one of said judicial districts includes only one county and one of said judicial districts includes two counties, and in which such one-county judicial district there is located a city with a population of more than twenty-eight thousand (28,000) according to the last preceding federal census; providing compensation for members of juvenile board to be paid in equal

monthly installments out of county general fund; providing that this Act shall be construed as cumulative with Article 5139, Revised Civil Statutes of Texas, 1925, as amended, and repealing all laws or parts of laws in conflict herewith; and providing a savings clause, and declaring an emergency."

To the Committee on Counties and County Boundaries.

By Senator Corbin:

S. B. No. 44, A bill to be entitled "An Act to make it unlawful to take or kill wild quail or mourning doves for a period of three (3) years in Stonewall County, Texas; fixing penalty; providing a rule of evidence; and declaring an emergency."

To the Committee on Game and Fish.

By Senator Corbin:

S. B. No. 45, A bill to be entitled "An Act to make it unlawful to take or kill wild quail or mourning doves for a period of three (3) years in Kent County, Texas; fixing penalty; providing a rule of evidence; and declaring an emergency."

To the Committee on Game and Fish.

Reports of Standing Committees

By unanimous consent, the following reports were submitted at this time:

Senator Lane submitted to following reports:

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 9, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be not printed.

LANE,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 12, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANE,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 13, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANE,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 10, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANE,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 11, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be not printed.

LANE,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 6, have had the same under con-

sideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be not printed.

LANE,
Vice Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 12, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE,
Vice Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 21, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE,
Vice Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 29, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE,
Vice Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 31, have had the same under consideration, and I am instructed to report it back to the Senate with the

recommendation that it do pass and be printed.

LANE,
Vice Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 20, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANE,
Vice Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 35, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANE,
Vice Chairman.

Senator Jones submitted the following reports:

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 36, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 37, have had the same under consideration, and I am instructed to report it back to the

Senate with the recommendation that it do pass and be not printed.

JONES,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 38, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES,
Chairman.

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 43, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES,
Chairman.

Senate Resolution 54

Senator Cousins offered the following resolution:

Whereas, The Civics Class of South Park High School of Beaumont, Texas: Carrol Allen, Ted Bixler, Jimmy Booker, Jimmy Burrell, Willie Chapman, Charles Eagle, Leland Evans, Carl Fortune, Jack Frost, Jack Hillman, Jot Hodges, Don Gary, Billy Goins, Gene Hilder, Donald LaBorde, Thomas Martin, Phillip Monk, Ray Nevils, Sam Parigi, Cecil Parker, Elwin Partin, Earl Phares, Louis Rabb, Kenneth Ryals, Doyle Smith, Harry Sutphen, R. O. Williams, Brittain Wood, Harvey Womack, Nat Wright, Donna Baird, Gloria Behn, Evie Jo Booker, Bettie Caraway, Kathryn Carson, Lucile Carter, Pat Clampitt, Mary L. Clemmons, Mary Damrel, Jerry Drake, Mary Jo Englin, Jerry Fannin, Dorothy Fehl, Elizabeth Fortenberry, Ruth Fowler, Donna Furgerson, Charlotte Hammond, Bonnie Harris, Vallie Jones, Pat Laramore, Sarah Lipscomb, Lela Littrell, June Lowe, Marlene Maib, Pat Mayberry,

Janelle Monroe, Ladell Moon, Pat Nash, Josephine Penry, Lerline Ruff, Mary Alice Tucker, Sue Turley, Jean M. Woods; together with their teachers, Miss Eppie Quicksall and Mr. J. M. Montgomery, were visitors in the Senate on February 24, 1950; and

Whereas, The above referred to Civics Class, by making this trip to Austin, has shown their desire to learn of the functions of their State Government; and

Whereas, The Senate of the State of Texas appreciates the interest shown by these students and their sponsors in the State Government of Texas; now, therefore, be it

Resolved, By the Senate of the State of Texas that the Senate expresses its appreciation to the students for their visit and that a copy of this Resolution under seal of the Senate be forwarded to each member of the Civics Class of the South Park High School of Beaumont, Texas, and to Miss Eppie Quicksall and Mr. J. M. Montgomery as evidence of this recognition.

The resolution was read and was adopted.

Bill Ordered Not Printed

On motion of Senator Hazlewood, it was ordered that S. B. No. 5 be not printed.

Senate Bill 5 on Second Reading

Senator Hazlewood moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 5 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Sho'ner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney

Weinert

The Presiding Officer then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 5, A bill to be entitled "An Act authorizing the Commissioner of the General Land Office to reinstate sales of land in Hutchinson County forfeited prior to February 2, 1943, and after January 1, 1943, and where the lands have been occupied by the original purchaser of said lands from the State for a period of twenty-seven years or more; and declaring an emergency."

The bill was read second time.

Senator Hazlewood offered the following amendment to the bill:

Amend S. B. No. 5 by striking out everything below the enacting clause and inserting in lieu thereof the following:

"Section 1. In cases where lands belonging to the Public Free School Funds located in Hutchinson County, Texas, stand forfeited on the records of the General Land Office, and where said forfeitures have been made by the Commissioner of the General Land Office prior to March 1, 1943, and after November 1, 1942, and where such lands have been used or occupied by the original purchaser of said lands from the State of Texas for a continuous period of twenty-seven years or more, the said forfeitures may be set aside and the original purchases reinstated upon payment of money due and owing on such land, including interest and principal; providing that such reinstatement shall not be effective as to any intervening right of third parties.

"Section 2. The fact that this legislation is of the utmost importance in the preservation of land titles in Hutchinson County creates an emergency and an imperative public necessity that the constitutional rule requiring all bills to be read on three several days in each House be suspended, and said rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted.

Senator Hazlewood offered the following amendment to the bill:

Amend S. B. No. 5 by striking out everything above the enacting clause and inserting in lieu thereof the following:

"A bill to be entitled 'An Act authorizing the Commissioner of the General Land Office to reinstate sales of land in Hutchinson County forfeited prior to March 1, 1943, and after November 1, 1942, and where the lands have been occupied by the original purchaser of said lands from the State for a period of twenty-seven years or more; and declaring an emergency'."

The amendment was adopted.

The bill was passed to engrossment.

Senate Bill 5 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

Bill Ordered Not Printed

On motion of Senator Corbin, it was ordered that S. B. No. 22 be not printed.

Senate Bill 22 on Second Reading

Senator Corbin moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 22 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

The Presiding Officer then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 22, A bill to be entitled "An Act creating the County Court at Law of Lubbock County, Texas, transferring cases thereto and defining the jurisdiction of said court, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 22 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

Bill Ordered Not Printed

On motion of Senator Moffett, it

was ordered that S. B. No. 28 be not printed.

Senate Bill 28 on Second Reading

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 28 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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The Presiding Officer then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 28, A bill to be entitled "An Act authorizing independent school districts in counties of more than 18,975 and less than 19,025 inhabitants according to the last preceding Federal Census under certain conditions to issue time warrants for certain purposes; providing certain powers and conditions relative to the issuance thereof, the levy of taxes in payment thereof, the interest and sinking fund, and other powers and conditions relative thereto; providing that no such warrants shall be issued or executed after the expiration of two (2) years from the effective date of this Act; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 28 on Third Reading

The Presiding Officer then laid the

bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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Bill Ordered Not Printed

On motion of Senator Kelley of Hidalgo, it was ordered that S. B. No. 32 be not printed.

Senate Bill 32 on Second Reading

Senator Kelley of Hidalgo moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 32 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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The Presiding Officer then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 32, A bill to be entitled "An Act amending H. B. No. 47, Acts of the 51st Legislature, Regular Session, 1949, Chapter 305, as amended by H. B. No. 966, Acts of the 51st Legislature, Regular Session, 1949, Chapter 343, by adding a new section thereto to be known as Section 5a, so as to provide for the appointment of a bailiff and probation officer by the District Judge of the 105th Judicial District for Nueces County in said district; providing for a salary to be paid to said officer; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 32 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

Bill Ordered Not Printed

On motion of Senator Bell, it was ordered that S. B. No. 33 be not printed.

Senate Bill 33 on Second Reading

Senator Bell moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 33 be placed on its second reading and passage to en-

grossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

The Presiding Officer then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 33, A bill to be entitled "An Act to enlarge Road District No. 15 of Jackson County, Texas, and specifically setting out its boundaries as enlarged; creating and establishing said District as enlarged for the purpose of the construction, maintenance and operation of macadamized, graveled or paved roads and turnpikes, or in aid thereof; authorizing and requiring the Commissioners' Court to continue to levy an ad valorem tax upon the territory of said District as it existed prior to enlargement for the payment of the principal and interest on outstanding bonds of said District as it existed prior to enlargement; authorizing the issuance of bonds by said District as enlarged in the manner as provided by the General Laws of Texas for the issuance of bonds by road districts, without the necessity of voting and issuance of compensation bonds, and in conformity with Article 3, Section 52 of the Constitution of Texas; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 33 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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Bill Ordered Not Printed

On motion of Senator Proffer it was ordered that S. B. No. 23 be not printed.

Senate Bill 23 on Second Reading

Senator Proffer moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 23 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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The Presiding Officer then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 23, A bill to be entitled "An Act amending Section 3 of House Bill No. 11, Acts 51st Legislature, Regular Session, 1949, page 612, Chapter 327, by adding thereto Weatherford Junior College of Parker County, at Weatherford; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 23 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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(President pro tempore in the Chair.)

Bill Ordered Not Printed

On motion of Senator Hardeman, it was ordered that S. B. No. 24 be not printed.

Senate Bill 24 on Second Reading

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 24 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Bracewell
Ashley	Bullock
Bell	Colson

Corbin	McDonald
Cousins	Moffett
Hardeman	Moore
Harris	Morris
Hazlewood	Nokes
Hudson	Phillips
Jones	Proffer
Kelley of Hidalgo	Shofner
Kelly of Tarrant	Strauss
Lane	Tynan
Lock	Vick
Martin	

Absent—Excused

Carney	Weinert
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The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 24, A bill to be entitled "An Act creating the State Board of Tuberculosis Nurses Examiners; prescribing the term of office and duties of the members thereof; providing for the organization of the Board; providing for the execution of a bond by the Secretary-Treasurer of the Board; prescribing the qualifications of applicants for examinations and providing for the issuance of certificates; providing for examination of applicants and granting exemptions; prescribing fees therefor; providing for the registration of nurses receiving certificates and designating nurses receiving certificates as registered tuberculosis nurses; providing for filing complaints and for revocation of certificates after hearing; providing an exception; providing that the provisions of this law shall be severable; repealing all laws or parts of laws in conflict to the extent of such conflict; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 24 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Corbin
Ashley	Cousins
Bell	Hardeman
Bracewell	Harris
Bullock	Hazlewood
Colson	Hudson

Jones	Morris
Kelley of Hidalgo	Nokes
Kelly of Tarrant	Phillips
Lane	Proffer
Lock	Shofner
Martin	Strauss
McDonald	Tynan
Moffett	Vick
Moore	

Absent—Excused

Carney	Weinert
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Senate Resolution 55

Senator Nokes offered the following resolution:

Whereas, Captain Roark Montgomery, U. S. Navy, Retired, is visiting in Austin today and is in the Capitol Building; and

Whereas, Captain Montgomery has retired recently after more than thirty years of faithful and loyal service to his country in the United States Navy and is now residing in Corsicana; and

Whereas, Captain Montgomery is an active and leading citizen of Corsicana and the State of Texas; be it, therefore,

Resolved, By the Senate of Texas, That Captain Montgomery be heartily welcomed to the Capitol and to the State Senate; and that he be granted the privileges of the floor for the day; and that he be invited to briefly address the Senate.

The resolution was read and was adopted.

House Concurrent Resolution 27 on Final Passage

Senator Vick moved to reconsider the vote by which H. C. R. No. 27 failed to pass.

The motion to reconsider prevailed by the following vote:

Yeas—27

Aikin	Hudson
Ashley	Jones
Bell	Kelley of Hidalgo
Bracewell	Kelly of Tarrant
Bullock	Lane
Colson	Lock
Corbin	Martin
Cousins	McDonald
Hardeman	Morris
Harris	Nokes
Hazlewood	Phillips

Proffer
Shofner
Strauss

Tynan
Vick

Nays—1

Moffett

Absent

Moore

Absent—Excused

Carney

Weinert

Question—Shall the resolution be adopted?

Senator Bell offered the following amendment to the resolution:

Amend H. C. R. No. 27 by striking out all of "Section 9a" except the last sentence of said section and substituting the word "the" for the word "said" in said last sentence.

The amendment was adopted.

The resolution as amended was then adopted by the following vote:

Yeas—26

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Lock
Bracewell	Martin
Bullock	McDonald
Colson	Morris
Corbin	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick

Nays—2

Cousins Moffett

Absent

Moore

Absent—Excused

Carney

Weinert

Bill Ordered Not Printed

On motion of Senator Strauss it was ordered that S. B. No. 11 be not printed.

Senate Bill 11 on Second Reading

Senator Strauss moved to suspend

the constitutional rule requiring bills to be read on three several days and that S. B. No. 11 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney

Weinert

The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 11, A bill to be entitled "An Act to validate the establishment, organization, and/or creation of all school districts, validating the acts of county boards of school trustees, county judges, commissioners' courts, boards of trustees of such school districts, and municipal governing bodies; validating tax elections, bond elections, bond assumption elections, and all bonds voted, authorized, and/or now outstanding of said districts; authorizing the levy, assessment, and collection of taxes; providing that this Act shall not apply to certain districts involved now or previously involved in litigation, or to districts which may have been established and which later returned to original status; providing a savings clause, and declaring an emergency."

The bill was read second time.

Senator Bracewell offered the following committee amendment to the bill:

(1)

Amend S. B. No. 11 by adding a new section to be known as Section

3A, between Section 3 and Section 4, to read as follows:

"Section 3A. Nothing herein shall validate the purported extension of the boundaries of any independent school district not under municipal control by virtue of the extension of the boundaries of any city situated within said district."

The committee amendment was adopted.

The bill was passed to engrossment.

Senate Bill 11 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Harris	Phillips
Hazlewood	Proffer
Hudson	Shofner
Jones	Strauss
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick

Nays—1

Hardeman

Absent—Excused

Carney Weinert

Bill Ordered Not Printed

On motion of Senator Nokes, it was ordered that S. B. No. 20 be not printed.

Senate Bill 20 on Second Reading

Senator Nokes moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 20 be passed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 20, A bill to be entitled "An Act making an appropriation for the Adjutant General's Department, State of Texas, for the Fiscal Year ending August 31, 1949, and declaring an emergency."

The bill was read second time.

Senator Nokes offered the following amendment to the bill:

Amend Senate Bill No. 20 by striking out Section 1 and inserting in lieu thereof the following:

Section 1. There is hereby transferred and re-appropriated the sum of Fifteen Thousand and no/100 (\$15,000.00) Dollars from Item No. 110 of House Bill 322, Acts of the 51st Legislature, 1949, page 51, for the year ending August 31, 1950, and being for the purpose as follows:

"110. Procurement and distribution of munitions and other military supplies intended for use by the military forces of Texas, including the cost thereof, if any"

to that Fund designated Item 110 and created under Senate Bill No. 391, Acts of the 50th Legislature, 1947, for use during the year ending August 31, 1949, and for the following purpose:

"110. Martial law or emergency use of troops, non-transferrable."

The amendment was adopted.

Senator Nokes offered the following amendment to the bill:

Amend Senate Bill No. 20 by striking out all above the enacting clause and inserting in lieu thereof as follows:

"An Act transferring and re-appropriating the sum of Fifteen Thousand and no/100 (\$15,000.00) Dollars from Item No. 110 of House Bill 322, Acts of the 51st Legislature, 1949, page 51, for the year ending August 31, 1950, and being for the purpose as follows:

"'110. Procurement and distribution of munitions and other military supplies intended for use by the military forces of Texas, including the cost thereof, if any.' to that Fund designated Item 110 and created under Senate Bill No. 391, Acts of the 50th Legislature, 1947, for use during the year ending August 31, 1949, and for the following purpose:

"'110. Martial law or emergency use of troops, non-transferrable.' and declaring an emergency."

The amendment was adopted.

The bill was passed to engrossment.

Senate Bill 20 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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Co-author of Bill

Senator Kelly of Tarrant asked to be shown as co-author of S. B. No. 20.

The President pro tempore announced that there was no objection to the request.

Report of Standing Committee

By unanimous consent, Senator Lane submitted the following report:

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred S. B. No. 40, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANE, Chairman.

Bill Ordered Not Printed

On motion of Senator Morris, it was ordered that S. B. No. 27 be not printed.

Senate Bill 27 on Second Reading

Senator Morris moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 27 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 27, A bill to be entitled "An Act granting the consent of the State of Texas to the acquisition by the United States of land in the State needed for programs and works of improvement in the interest of flood control; providing that this Act shall apply only to that portion of the Trinity Watershed lying within Cooke, Grayson, Fannin, Collin, Hunt, Rockwall, Kaufman, Van Zandt, Dallas and Tarrant Counties; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 27 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

Bill Ordered Not Printed

On motion of Senator Lock, it was ordered that S. B. No. 29 be not printed.

Senate Bill 29 on Second Reading

Senator Lock moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 29 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 29, A bill to be entitled "An Act transferring all funds appropriated to the State Auditor for the fiscal year ending August 31, 1951, and for the unexpended balance appropriated for the fiscal year ending August 31, 1950, out of the Foundation School Fund, by House Bill No. 322, Acts 51st Legislature, Regular Session, 1949, page 1208, Chapter 615, for the purpose of paying salaries and other expenses necessary to carry out the provisions of Senate Bill No. 116, Acts 51st Legislature, Regular Session, 1949, from the State Auditor to the State Department of Education; fixing the day such transfer shall be made; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 29 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Harris
Ashley	Hazlewood
Bell	Hudson
Bracewell	Jones
Bullock	Kelley of Hidalgo
Colson	Kelly of Tarrant
Corbin	Lane
Cousins	Lock
Hardeman	Martin

McDonald	Proffer
Moffett	Shofner
Moore	Strauss
Morris	Tynan
Nokes	Vick
Phillips	

Absent—Excused

Carney	Weinert
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Bill Ordered Not Printed

On motion of Senator McDonald, it was ordered that S. B. No. 19 be not printed.

Senate Bill 19 on Second Reading

Senator McDonald moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 19 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 19, A bill to be entitled "An Act requiring separate facilities for white and negro citizens in the system of State Parks and the use thereof; authorizing the State Parks Board to take certain action in regard thereto; authorizing and prescribing the procedure for the lease of certain parks or portions thereof and appropriating the proceeds thereof; authorizing the State Parks Board to

make rules and regulations; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 19 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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Bill Ordered Not Printed

On motion of Senator Kelly of Tarrant, it was ordered that S. B. No. 21 be not printed.

Senate Bill 21 on Second Reading

Senator Kelly of Tarrant moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 21 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Hudson
Ashley	Jones
Bell	Kelley of Hidalgo
Bracewell	Kelly of Tarrant
Bullock	Lane
Colson	Lock
Corbin	Martin
Cousins	McDonald
Hardeman	Moffett
Harris	Moore
Hazlewood	Morris

Nokes
Phillips
Proffer
Shofner

Strauss
Tynan
Vick

Absent—Excused

Carney

Weinert

The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 21, A bill to be entitled "An Act providing that the Commissioners' Court of Tarrant County may pay emergency flood relief claims out of the Flood Control Fund which was created under House Bill 940, Acts 51st Leg., R. S., 1949, Ch. 537, p. 986; providing that before such claims may be paid the same must be sworn to by the claimant and approved by the County Auditor; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 21 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Harris	Phillips
Hazlewood	Proffer
Hudson	Shofner
Jones	Strauss
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick

Nays—1

Hardeman

Absent—Excused

Carney

Weinert

Bill Ordered Not Printed

On motion of Senator Kelley of Hidalgo, it was ordered that S. B. No. 36 be not printed.

Senate Bill 36 on Second Reading

Senator Kelley of Hidalgo moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 36 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney

Weinert

The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 36, A bill to be entitled "An Act amending H. B. No. 442, Chapter 218, Acts of the Regular Session of the 51st Legislature, 1949, by providing for the approval of the County Commissioners' Court to the appointment of members of the Board of Park Commissioners, etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 36 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Colson
Ashley	Corbin
Bell	Cousins
Bracewell	Harris
Bullock	Hazlewood

Hudson	Moore
Jones	Morris
Kelley of Hidalgo	Nokes
Kelly of Tarrant	Phillips
Lane	Proffer
Lock	Shofner
Martin	Strauss
McDonald	Tynan
Moffett	Vick

Nays—1

Hardeman

Absent—Excused

Carney Weinert

Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of
the Senate.

Sir: I am directed by the House
to inform the Senate that the House
has passed the following:

H. B. No. 41, Authorizes Attorney
General to use certain money for de-
fending the title of Texas to its sub-
merged lands.

H. B. No. 58, Transferring certain
funds appropriated to State Auditor
to the State Department of Educa-
tion.

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

**House Bills and Resolution on
First Reading**

The following bills and resolution,
received from the House today were
read first time and referred to the
committees indicated:

H. B. No. 41, To the Committee on
Finance.

H. B. No. 58, To the Committee on
Finance.

H. C. R. No. 29, To the Committee
on Counties and County Boundaries..

Senate Bill Ordered Not Printed

On motion of Senator Cousins, it
was ordered that S. B. No. 14 be not
printed.

Senate Bill 14 on Second Reading

Senator Cousins moved to suspend
the constitutional rule requiring bills

to be read on three several days and
that Senate Bill No. 14 be placed on
its second reading and passage to en-
grossment and on its third reading
and final passage.

The motion prevailed by the follow-
ing vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

The President pro tempore then
laid before the Senate on its second
reading and passage to engrossment:

S. B. No. 14, A bill to be entitled
"An Act making it unlawful for any
adult male or female to place or at-
tempt to place his or her hands upon
the sexual parts or otherwise fondle
the sexual parts of a male or female
under the age of 14 years, or to
place or attempt to place his or her
hands upon or otherwise fondle the
breast of a female under the age of
14 years; fixing a penalty; providing
for a severance of any invalid portion
of this Act, and declaring an emer-
gency."

The bill was read second time.

Senator Cousins offered the follow-
ing amendment to the bill:

Amend S. B. No. 14, Section 1, by
inserting after the word female, in line
1, the following:

"with lascivious intent"

The amendment was adopted.

The bill was passed to engrossment.

Senate Bill 14 on Third Reading

The President pro tempore then
laid the bill before the Senate on its
third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

Report of Standing Committee

By unanimous consent, Senator Lane submitted the following report:

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred H. B. No. 41, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANE, Chairman.

Bill Ordered Not Printed

On motion of Senator Lane, it was ordered that H. B. No. 41 be not printed.

House Bill 41 on Second Reading

Senator Lane moved to suspend the constitutional rule requiring bills to be read on three several days and that House Bill No. 41 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Bracewell
Ashley	Bullock
Bell	Colson

Corbin	McDonald
Cousins	Moffett
Hardeman	Moore
Harris	Morris
Hazlewood	Nokes
Hudson	Phillips
Jones	Proffer
Kelley of Hidalgo	Shofner
Kelly of Tarrant	Strauss
Lane	Tynan
Lock	Vick
Martin	

Absent—Excused

Carney Weinert

The President pro tempore then laid before the Senate on its second reading and passage to third reading:

H. B. No. 41, Authorizing the Attorney General to use certain money for defending the title of Texas to its submerged lands.

The bill was read second time and was passed to third reading.

House Bill 41 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

Bill Ordered Not Printed

On motion of Senator Bracewell, it was ordered that S. B. No. 6 be not printed.

Senate Bill 6 on Second Reading

Senator Bracewell moved to sus-

pend the constitutional rule requiring bills to be read on three several days and that Senate Bill No. 6 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 6, A bill to be entitled "An Act making an appropriation to the Board of Regents of the University of Texas for buildings and equipment at the M. D. Anderson Hospital for Cancer Research of the University of Texas, and declaring an emergency."

The bill was read second time.

Senator Bracewell offered the following committee amendment to the bill:

Amend S. B. No. 6 by striking out Section 1 and substituting in lieu thereof the following:

Section 1. Effective September 1, 1950, there is hereby appropriated out of the State Hospital Fund in the State Treasury, not otherwise appropriated, the sum of One Million Three Hundred and Fifty Thousand Dollars (\$1,350,000.00), to be expended by the Board of Regents of the University of Texas for the construction and equipping of an Atomic Energy Laboratory and Radiological Institute at the M. D. Anderson Hospital for Cancer Research.

The committee amendment was adopted.

Senator Ashley offered the following amendment to the bill:

Amend Senate Bill No. 6 as amended by adding at the end of Section 1 the following:

"Provided, however, the fees paid to an architect shall not exceed 6% for the plans, specifications and supervisions of said buildings and all contracts made for and the final acceptance in connection with such construction and/or equipment shall be subject to the review and approval of the Board of Control, other than the selection of plans and designs."

The amendment was adopted.

On motion of Senator Bracewell, and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to engrossment.

Senate Bill 6 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick

Nays—1

Lock

Absent—Excused

Carney	Weinert
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Bill Ordered Not Printed

On motion of Senator Jones, it was ordered that S. B. No. 9 be not printed.

Senate Bill 9 on Second Reading

Senator Jones moved to suspend the constitutional rule requiring bills to be read on three several days and that Senate Bill No. 9 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 9, A bill to be entitled "An Act to validate the establishment, organization, and/or creation of all school districts, validating the acts of county boards of school trustees, county judges, commissioners' courts, boards of trustees of such school districts, and municipal governing bodies; validating tax elections, bond elections, bond assumption elections, and all bonds voted, authorized, and/or now outstanding of said districts; authorizing the levy, assessment, and collection of taxes; providing that this Act shall not apply to certain districts involved now or previously involved in litigation, or to districts involved in certain proceedings now pending before the State Board of Education, or to districts which may have been established and which later returned to original status; providing a savings clause, and declaring an emergency."

The bill was read second time.

Senator Jones offered the following committee amendment to the bill:

(1)

Amend S. B. No. 9 by adding a new section to be known as Section 3A, between Section 3 and Section 4, to read as follows:

"Section 3A. Nothing herein shall validate the purported extension of the boundaries of any independent school district not under municipal control by virtue of the extension of the boundaries of any city situated within said district."

The committee amendment was adopted.

The bill was passed to engrossment.

Senate Bill 9 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Harris	Phillips
Hazlewood	Proffer
Hudson	Shofner
Jones	Strauss
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick

Nays—1

Hardeman

Absent—Excused

Carney	Weinert
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Bill Ordered Not Printed

On motion of Senator Aikin, it was ordered that S. B. No. 10 be not printed.

Senate Bill 10 on Second Reading

Senator Aikin moved to suspend the constitutional rule requiring bills to be read on three several days and that Senate Bill No. 10 be placed its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 10, A bill to be entitled "An Act validating the incorporation of all cities and towns of five thousand (5,000) inhabitants or less heretofore incorporated or attempted to be incorporated under the General Laws of Texas; validating the boundary lines thereof; validating governmental proceedings; providing that this Act shall not apply to any city or town now involved in litigation questioning the legality of the incorporation; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 10 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Jones
Ashley	Kelley of Hidalgo
Bell	Kelly of Tarrant
Bracewell	Lane
Bullock	Lock
Colson	Martin
Corbin	McDonald
Cousins	Moffett
Harris	Moore
Hazlewood	Morris
Hudson	Nokes

Phillips	Strauss
Proffer	Tynan
Shofner	Vick

Nays—1

Hardeman

Absent—Excused

Carney Weinert

Resolution Ordered Not Printed

On motion of Senator McDonald, it was ordered that S. C. R. No. 18 be not printed.

Senate Concurrent Resolution 18

On motion of Senator McDonald, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. C. R. No. 18, Providing for committee to make certain investigation of State's parks relative to segregation.

The resolution was read and was adopted.

Bill Ordered Not Printed

On motion of Senator Aikin, it was ordered that S. B. No. 35 be not printed.

Senate Bill 35 on Second Reading

Senator Aikin moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 35 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Kelley of Hidalgo
Ashley	Kelly of Tarrant
Bell	Lane
Bracewell	Lock
Bullock	Martin
Colson	McDonald
Corbin	Moffett
Cousins	Moore
Hardeman	Morris
Harris	Nokes
Hazlewood	Phillips
Hudson	Proffer
Jones	Shofner

Strauss	Vick
Tynan	
Absent—Excused	
Carney	Weinert

The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 35, A bill to be entitled "An Act making an emergency appropriation for the use of the Secretary of State for the purchase of publishing the current laws.

The bill was read second time.

Senator Aikin offered the following amendment to the bill:

Amend the caption of S. B. No. 35 by inserting after the words "current laws" the following: "and declaring an emergency."

The amendment was adopted.

The bill was passed to engrossment.

Senate Bill 35 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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Bill Ordered Not Printed

On motion of Senator Bracewell, it was ordered that S. B. No. 31 be not printed.

Senate Bill 31 on Second Reading

Senator Bracewell moved to suspend

the constitutional rule requiring bills to be read on three several days and that S. B. No. 31 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 31, A bill to be entitled "An Act amending House Bill 322, Acts of the 51st Legislature, Regular Session, 1949, by increasing the purposes for which money appropriated to the San Jacinto State Park, Item 6, page 1298, of the General and Special Laws, 51st Legislature, 1949, of the appropriation for said park, can be expended and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 31 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Corbin
Ashley	Cousins
Bell	Hardeman
Bracewell	Hazlewood
Bullock	Hudson
Colson	Jones

Kelley of Hidalgo	Morris
Kelly of Tarrant	Nokes
Lane	Phillips
Lock	Proffer
Martin	Shofner
McDonald	Strauss
Moffett	Tynan
Moore	Vick

Nays—1

Harris

Absent—Excused

Carney

Weinert

Bill Ordered Not Printed

On motion of Senator Cousins, it was ordered that S. B. No. 15 be not printed.

Senate Bill 15 on Second Reading

Senator Cousins moved to suspend the constitutional rule requiring bills to be read on three several days and that Senate Bill No. 15 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney

Weinert

The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 15, A bill to be entitled "An Act making it unlawful for any person to entice, allure, persuade, invite, or attempt to allure, persuade, entice or invite, any child under the age of sixteen (16) years to enter any

vehicle, room, house, office or other place for the purpose of proposing to such child the performance of an act of sexual intercourse or an act which constitutes the offense of sodomy or for the purpose of proposing the fondling or feeling of the sexual or genital parts of such child or the breast of such child, if the child be a female, or for the purpose of committing an aggravated assault on such child, or for the purpose of proposing that such child feel or fondle the sexual or genital parts of such person; fixing a penalty; providing for severance of any part of this Act which may be held invalid; and declaring an emergency."

The bill was read second time.

Senator Cousins offered the following committee amendment to the bill:

Amend Senate Bill No. 15 by striking out all below the enacting clause and inserting in lieu thereof the following:

"Section 1. It shall be unlawful for any person to entice, allure, persuade, or invite, or attempt to entice, allure, persuade or invite, any child under fourteen (14) years of age to enter any vehicle, room, house, office or other place for the purpose of proposing to such child the performance of an act of sexual intercourse or an act which constitutes the offense of sodomy or for the purpose of proposing the fondling or feeling of the sexual or genital parts of such child or the breast of such child, if the child be a female, or for the purpose of committing an aggravated assault on such child, or for the purpose of proposing that such child fondle or feel the sexual or genital parts of such person.

"Section 2. Any person violating the provisions of this Act shall be guilty of a felony, and upon conviction shall be punished by a fine not to exceed One Thousand Dollars, or by confinement in the county jail for a term not to exceed two years, or both by such fine and imprisonment, or by confinement in the penitentiary for any term not to exceed ten years.

"Section 3. If any section, subsection, paragraph or phrase of the Act be held invalid, the remaining portion shall not thereby be rendered invalid; and it is declared by the Legislature that it would have enacted the

remaining portions of said Act without the inclusion of that part which is held invalid.

"Section 4. The fact that the punishment for the molestation of minors is now inadequate, creates an emergency, and an imperative public necessity requiring that the constitutional rule which requires that bills be read upon three several days in each House be suspended, and such rule is hereby suspended, and that this Act take effect and be in force from and after the date of its passage, and it is so enacted."

Senator Cousins offered the following amendment to the committee amendment:

Amend committee amendment to S. B. No. 15, Section 1, line 1, after the word "person," by inserting the following:

"with lascivious intent."

The amendment to the committee amendment was adopted.

The committee amendment as amended was then adopted.

On motion of Senator Cousins, and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

The bill was passed to engrossment.

Senate Bill 15 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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Bill Ordered Not Printed

On motion of Senator Harris, it was ordered that S. B. No. 7 be not printed.

Motion to Place Senate Bill 7 on Second Reading

Senator Harris moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 7 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote of the members present):

Yeas—17

Aikin	Lane
Ashley	Moffett
Bracewell	Moore
Colson	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Tynan
Jones	Vick
Kelley of Hidalgo	

Nays—11

Bell	Lock
Bullock	Martin
Corbin	McDonald
Cousins	Shofner
Hudson	Strauss
Kelly of Tarrant	

Absent

Morris

Absent—Excused

Carney	Weinert
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Reports of Standing Committees

By unanimous consent, Senator Lane submitted the following report:

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred H. B. No. 58, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANE, Vice-Chairman.

Senator Jones, by unanimous consent, submitted the following report:

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. C. R. No. 29, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

Bill Ordered Not Printed

On motion of Senator Colson, it was ordered that S. B. No. 13 be not printed.

Senate Bill 13 on Second Reading

Senator Colson moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 13 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 13, A bill to be entitled "An Act amending Article 2094 of the Revised Civil Statutes of 1925, as amended by Acts of the 41st Legislature, Regular Session, 1929, Chapter 43, page 89, paragraph 1, as amended by Acts of the 51st Legislature, Regu-

lar Session, 1949, Chapter 467, page 868, relating to the selection of jurors for service in the district and county courts so as to provide that the provisions of this Act shall not apply to any county having a population of less than twenty thousand (20,000) inhabitants according to the last preceding Federal census when such county is a part of two or more Judicial Districts which Judicial Districts embrace more than two counties; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 13 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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Bill Ordered Not Printed

On motion of Senator Kelley of Hidalgo, it was ordered that S. B. No. 30 be not printed.

Senate Bill 30 on Second Reading

Senator Kelley of Hidalgo moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 30 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Ashley
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Bell	Lock
Bracewell	Martin
Bullock	McDonald
Colson	Moffett
Corbin	Moore
Cousins	Morris
Hardeman	Nokes
Harris	Phillips
Hazlewood	Proffer
Hudson	Shofner
Jones	Strauss
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	

Absent—Excused

Carney Weinert

The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 30, A bill to be entitled "An Act to amend Subdivision 79 of Article 199, Title 8 of the Revised Civil Statutes of Texas, 1925, as amended by Acts 1925, 39th Leg., p. 182, ch. 45, Sec. 2, as amended Acts 1931, 42nd Leg., p. 876, ch. 370; Acts 1933, 43rd Leg., 1st C. S., p. 131, ch. 38, so as to change the time and terms of holding the terms of District Court in Jim Wells, Starr, Brooks and Duval Counties, constituting all of the counties in the 79th Judicial District of Texas; validating and continuing all process issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the next term of Court in said Counties and District, as herein fixed; to validate the summoning of grand and petit juries under this Act; providing all process issued and made returnable on or before Monday next after the expiration of twenty (20) days from the date of service thereof shall be valid and unaffected by this Act; providing that Courts in session at the time the Act takes effect continue in session until the beginning of the succeeding term; and declaring an emergency."

The bill was read the second time and was passed to engrossment.

Senate Bill 30 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

Bill Ordered Not Printed

On motion of Senator Kelley of Hidalgo, it was ordered that S. B. No. 37 be not printed.

Senate Bill 37 on Second Reading

Senator Kelley of Hidalgo moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 37 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 37, A bill to be entitled "An Act providing for certain county

court jurisdiction in Willacy to be placed in the 107th District Court, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 37 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

Bill Ordered Not Printed

On motion of Senator Kelly of Tarrant, it was ordered that S. B. No. 16 be not printed.

Senate Bill 16 on Second Reading

Senator Kelly of Tarrant moved to suspend the constitutional rule requiring bills to be read on three several days and that Senate Bill No. 16 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Harris
Ashley	Hazlewood
Bell	Hudson
Bracewell	Jones
Bullock	Kelley of Hidalgo
Colson	Kelly of Tarrant
Corbin	Lane
Cousins	Lock
Hardeman	Martin

McDonald	Proffer
Moffett	Shofner
Moore	Strauss
Morris	Tynan
Nokes	Vick
Phillips	

Absent—Excused

Carney Weinert

The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 16, A bill to be entitled "An Act amending Articles 1147 and 1148 of the Penal Code of Texas, 1925, providing when and under what circumstances an assault or battery becomes aggravated; fixing a penalty; providing for severance of any part of this Act which may be held invalid; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 16 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

Bill Ordered Not Printed

On motion of Senator Lane, it was ordered that H. B. No. 58 be not printed.

House Bill 58 on Second Reading

Senator Lane moved to suspend the constitutional rule requiring bills to

be read on three several days and that House Bill No. 58 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

The President pro tempore then laid before the Senate on its second reading and passage to third reading:

H. B. No. 58, Transferring certain funds appropriated to the State Auditor to the State Department of Education.

The bill was read second time and was passed to third reading.

House Bill 58 on Third Reading

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Kelley of Hidalgo
Ashley	Kelly of Tarrant
Bell	Lane
Bracewell	Lock
Bullock	Martin
Colson	McDonald
Corbin	Moffett
Cousins	Moore
Hardeman	Morris
Harris	Nokes
Hazlewood	Phillips
Hudson	Proffer
Jones	Shofner

Strauss
Tynan

Vick

Absent—Excused

Carney Weinert

Resolution Ordered Not Printed

On motion of Senator Lane, and by unanimous consent, it was ordered that H. C. R. No. 29 be not printed.

House Concurrent Resolution 29

On motion of Senator Lane, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 29, Providing for a commission relative to Capital Sesqui-centennial Celebration.

The resolution was read and was adopted.

Bill Ordered Not Printed

On motion of Senator McDonald, it was ordered that S. B. No. 43 be not printed.

Senate Bill 43 on Second Reading

Senator McDonald moved to suspend the constitutional rule requiring bills to be read on three several days and that Senate Bill No. 43 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

The President pro tempore then

laid before the Senate on its second reading and passage to engrossment:

S. B. No. 43, A bill to be entitled "An Act amending Article 5139E, establishing and constituting a juvenile court in certain counties, etc. and declaring an emergency."

The bill was read second time and was passed to engrossment.

(Senator Aikin in the Chair.)

Senate Bill 43 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney Weinert

Bill Ordered Not Printed

On motion of Senator Moffett, it was ordered that S. B. No. 40 be not printed.

Senate Bill 40 on Second Reading

Senator Moffett moved to suspend the constitutional rule requiring bills to be read on three several days and that Senate Bill No. 40 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—23

Aikin	Bullock
Ashley	Colson
Bracewell	Corbin

Cousins	Moffett
Hardeman	Moore
Harris	Nokes
Hazlewood	Phillips
Jones	Proffer
Kelley of Hidalgo	Strauss
Lane	Tynan
Lock	Vick
Martin	

Nays—3

Hudson	McDonald
Kelly of Tarrant	

Absent

Bell	Shofner
Morris	

Absent—Excused

Carney Weinert

The Presiding Officer then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 40, A bill to be entitled "An Act making an appropriation out of the State Hospital Fund and limiting the duration of the appropriation, etc., and declaring an emergency."

The bill was read second time.

Senator Moffett offered the following amendment to the bill:

Amend S. B. No. 40 by inserting before the word "there" in the first line of Section 1 of said bill:

"For the purposes set forth in Section 2 of this Act,"

The amendment was adopted.

The bill was passed to engrossment.

Record of Vote

Senator Hudson asked to be recorded as voting "nay" on the engrossment of the bill.

Senate Bill 40 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—23

Aikin	Ashley
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Bell	Martin
Bracewell	Moffett
Colson	Moore
Corbin	Nokes
Cousins	Phillips
Harris	Proffer
Hazlewood	Shofner
Jones	Strauss
Kelley of Hidalgo	Tynan
Lane	Vick
Lock	

Nays—5

Bullock	Kelly of Tarrant
Hardeman	McDonald
Hudson	

Absent

Morris

Absent—Excused

Carney	Weinert
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Bill Ordered Not Printed

On motion of Senator Hudson, it was ordered that S. B. No. 38 be not printed.

Senate Bill 38 on Second Reading

Senator Hudson moved to suspend the constitutional rule requiring bills to be read on three several days and that Senate Bill No. 38 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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The Presiding Officer then laid before the Senate on its second reading

and passage to engrossment:

S. B. No. 38, Authorizing commissioners' court to institute suits for collection of delinquent taxes in certain counties.

The bill was read second time and was passed to engrossment.

Senate Bill 38 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Kelly of Tarrant
Ashley	Lock
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Colson	Morris
Corbin	Nokes
Cousins	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick

Nays—3

Hardeman	Martin
Lane	

Absent—Excused

Carney	Weinert
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Bill Ordered Not Printed

On motion of Senator Jones, it was ordered that S. B. No. 25 be not printed.

Senate Bill 25 on Second Reading

Senator Jones moved to suspend the constitutional rule requiring bills to be read on three several days and that Senate Bill No. 25 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Bullock
Ashley	Colson
Bell	Corbin
Bracewell	Cousins

Hardeman	Moffett
Harris	Moore
Hazlewood	Morris
Hudson	Nokes
Jones	Phillips
Kelley of Hidalgo	Proffer
Kelly of Tarrant	Shofner
Lane	Strauss
Lock	Tynan
Martin	Vick
McDonald	

Absent—Excused

Carney	Weinert
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The Presiding Officer then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 25, A bill to be entitled "An Act amending Article 2351 of the Revised Civil Statutes of Texas, 1925, by adding thereto a provision authorizing and empowering the Commissioners' Court of each county of this State, where said county has acquired a water supply from subterranean waters for county purposes, to sell, contract to sell and deliver to any public or municipal corporation or political subdivision of this State, for use or re-sale, any or all such water not needed for county purposes; providing that such Commissioners' Court may enter into contracts for the sale and delivery of such waters for any period not exceeding 40 years from the date of such contracts; and providing that all monies received from the sale of such waters shall be placed to the credit of the General Fund of the county; repealing all laws and parts of laws in conflict herewith to the extent of such conflicts only; providing that if any section, sentence, clause or phrase of this Act is held to be invalid or unconstitutional, the validity of the remaining portion shall not be affected thereby; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 25 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Ashley
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Bell	Lock
Bracewell	Martin
Bullock	McDonald
Colson	Moffett
Corbin	Moore
Cousins	Morris
Hardeman	Nokes
Harris	Phillips
Hazlewood	Proffer
Hudson	Shofner
Jones	Strauss
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	

Absent—Excused

Carney	Weinert
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Bill Ordered Not Printed

On motion of Senator Cousins, it was ordered that S. B. No. 17 be not printed.

Report of Standing Committee

Senator Lane, by unanimous consent, submitted the following report:

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred Senate Bill No. 41, have had same under consideration, and are reporting it back to the Senate with the recommendation that it do pass and be not printed.

LANE, Vice-Chairman.

Senate Bill 17 on Second Reading

Senator Cousins moved to suspend the constitutional rule requiring bills to be read on three several days and that Senate Bill No. 17 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Harris
Ashley	Hazlewood
Bell	Hudson
Bracewell	Jones
Bullock	Kelley of Hidalgo
Colson	Kelly of Tarrant
Corbin	Lane
Cousins	Lock
Hardeman	Martin

McDonald	Proffer
Moffett	Shofner
Moore	Strauss
Morris	Tynan
Nokes	Vick
Phillips	

Absent—Excused

Carney	Weinert
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The Presiding Officer then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 17, A bill to be entitled "An Act making it unlawful for any person to expose his or her private parts or genital organs to a male or female under the age of fourteen years; fixing a penalty; providing for severance of any portion of this Act which is held invalid; and declaring an emergency."

The bill was read second time.

Senator Cousins offered the following amendment to the bill:

Amend S. B. No. 17, Section 1, line 1, by inserting after the word "person" the following:
"with lascivious intent"

The amendment was adopted.

The bill was passed to engrossment.

Senate Bill 17 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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Bill Ordered Not Printed

On motion of Senator Nokes, it was ordered that S. B. No. 41 be not printed.

Senate Bill 41 on Second Reading

Senator Nokes moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 41 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Kelley of Hidalgo	Strauss
Kelly of Tarrant	Tynan
Jones	Vick
Hudson	

Absent—Excused

Carney	Weinert
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The Presiding Officer then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 41, A bill to be entitled "An Act providing for the extension of certain junior college districts; etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 41 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Colson
Ashley	Corbin
Bell	Cousins
Bracewell	Hardeman
Bullock	Harris

Hazlewood	Moore
Hudson	Morris
Jones	Nokes
Kelley of Hidalgo	Phillips
Kelly of Tarrant	Proffer
Lane	Shofner
Lock	Strauss
Martin	Tynan
McDonald	Vick
Moffett	

Absent—Excused

Carney	Weinert
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Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of
the Senate.

Sir: I am directed by the House to
inform the Senate that the House
has passed the following:

H. B. No. 16, General school dis-
trict validation bill.

Respectfully submitted,
CLARENCE JONES,
Chief Clerk, House of Representatives.

Bill Ordered Not Printed

On motion of Senator Cousins, it
was ordered that S. B. No. 18 be not
printed.

Senate Bill 18 on Second Reading

Senator Cousins moved to suspend
the constitutional rule requiring bills
to be read on three several days and
that S. B. No. 18 be placed on its
second reading and passage to en-
grossment and on its third reading
and final passage.

The motion prevailed by the follow-
ing vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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The Presiding Officer then laid be-
fore the Senate on its second reading
and passage to engrossment:

S. B. No. 18, A bill to be entitled
"An Act amending Article 474, Penal
Code of Texas, 1925, so as to define
what shall constitute disturbing the
peace; fixing a penalty; providing for
severance of any part of this Act held
invalid; and declaring an emergency."

The bill was read second time.

Senator Cousins offered the follow-
ing amendment to the bill:

Amend Senate Bill 18, Sec. 1, line
4, after the words "shriek or," by in-
serting the following:
"with lascivious intent."

The amendment was adopted.

The bill was passed to engrossment.

Senate Bill 18 on Third Reading

The Presiding Officer then laid the
bill before the Senate on its third
reading and final passage.

The bill was read third time and
was passed by the following vote:

Yeas—29

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Absent—Excused

Carney	Weinert
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Executive Session

On motion of Senator Strauss and
by unanimous consent, the Senate at
3:12 o'clock p.m., agreed to hold an
executive session immediately.

Accordingly, the floor and galleries
were cleared of those not entitled to

attend the executive session, and the doors leading from the Senate Chamber were closed.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following nominations of the Governor had been confirmed by the Senate:

To be a member of the Advisory Hospital Council, term to expire August 13, 1955: Miss Dixie Diefenderfer of Columbus, Colorado County.

To be a member of the Board of Mansion Supervisors, for six year term to expire January 1, 1956: Mrs. O. H. Davenport of Starr County.

To be District Attorney of the 109th Judicial District to fill the unexpired term of J. H. Starley, resigned: John P. Dennison of Pecos, Reeves County.

In Legislative Session

The Presiding Officer called the Senate to order as in Legislative Session at 3:30 o'clock p.m.

Resolution Ordered Not Printed

On motion of Senator Bracewell, it was ordered that S. C. R. No. 19 be not printed.

Senate Concurrent Resolution 19

On motion of Senator Bracewell, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. C. R. No. 19, Requesting certain State agencies to make an investigation and report to the 52nd Legislature in regard to care of retarded children.

The resolution was read and was adopted.

House Bill on First Reading

The following bill, received from the House today, was read first time and referred to the committee indicated:

H. B. No. 16, To the Committee on Education.

Recess

On motion of Senator Hardeman,

the Senate at 3:32 o'clock p.m., took recess until 10:00 o'clock a.m. tomorrow.

THIRD DAY

(Continued)

(Saturday, February 25, 1950)

AFTER RECESS

The Senate met at 10:00 o'clock a.m. and was called to order by the President pro tempore.

Leave of Absence Granted

Senator Lock was granted leave of absence for today on account of important business on motion of Senator Colson.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 25, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 24, A bill to be entitled "An Act providing that in certain counties a majority of the District Judges may appoint a bailiff in charge of the Central Jury Room and general panel and in such cases that the Sheriff shall not assign a deputy to the Central Jury Room; providing for such bailiff having authority to summon jurors and serve notices upon absent jurors; providing for the duties of such bailiff, his term of office and salary; providing for summoning of jurors in such manner as directed by the District Judges, for the service of such jurors in criminal as well as civil cases and that no additional service shall be required in criminal cases; and declaring an emergency."

H. B. No. 26, A bill to be entitled "An Act making it the duty of the State Health Officer to determine and define areas in which foxes or other wild animals infected with rabies exist, and authorizing the State Health Officer to pay bounties for destruction of such animals and for the publication thereof; authorizing the State Health Officer to cease pay-

ment of said bounties and give proper notification; making an appropriation to carry out the provisions of this Act; providing an open season on foxes or other wild animals in infected areas and permitting the sale of the hides and pelts thereof during trapping season; repealing all laws and parts of laws in conflict; providing a saving clause; and declaring an emergency."

H. B. No. 27, A bill to be entitled "An Act to provide for a closed season on wild deer and javelina (colared peccary) in Zapata County for a period of five (5) years; prescribing a penalty; repealing all laws in conflict herewith; and declaring an emergency."

H. B. No. 35, A bill to be entitled "An Act regulating the use of seines and nets for the taking of fish in Bastrop County; prohibiting the sale of fish taken from the waters of said County weighing less than Ten (10) Pounds; providing a penalty for violation hereof; and declaring an emergency."

H. B. No. 36, A bill to be entitled "An Act amending Article 2094 of the Revised Civil Statutes of 1925, as amended by Acts of the 41st Legislature, Regular Session, 1929, Chapter 43, page 89, paragraph 1, as amended by Acts of the 51st Legislature, Regular Session, 1949, Chapter 467, page 868, relating to the selection of jurors for service in the district and county courts so as to provide that the provisions of this Act shall not apply to any county having a population of less than twenty thousand (20,000) inhabitants according to the last preceding Federal census when such county is a part of two or more Judicial Districts which Judicial Districts embrace more than two counties; and declaring an emergency."

H. B. No. 23, A bill to be entitled "An Act providing that the Commissioners' Court of Tarrant County may pay emergency flood relief claims out of the Flood Control Fund which was created under House Bill 940, Acts 51st Leg., R. S., 1949, ch. 537, p. 986; providing that before such claims may be paid the same must be sworn to by the claimant and approved by the County Auditor, and declaring an emergency."

H. B. No. 38, A bill to be entitled "An Act creating the County Court at Law of Lubbock County, Texas; transferring cases thereto and defining the jurisdiction of said Court; limiting amount from which appeals may be taken to the Court of Civil Appeals; etc.; and declaring an emergency."

H. B. No. 39, A bill to be entitled "An Act validating and confirming the creation of Matagorda County Water Control and Improvement District No. 1, composed of all territory situated in Matagorda County, Texas; declaring such district duly established with certain specified powers; regulating the manner of electing directors of said district; making certain provisions in regard to the operation of said district and the issuance of bonds by it; and declaring an emergency."

H. B. No. 44, A bill to be entitled "An Act ratifying, confirming and validating all resolutions and orders adopted by the Commissioners' Court of Jefferson County, Texas, and the election held thereunder in the Port District known as the Port of Beaumont Navigation District of Jefferson County, Texas, on the 21st day of June, 1949; ratifying, confirming and validating the notice given of said election, the manner of holding same and the returns and order of the Commissioners' Court canvassing such returns and declaring the results thereof and declaring said election to have been legally held; etc.; and declaring an emergency."

H. B. No. 45, A bill to be entitled "An Act providing for the extension of boundaries of certain junior college districts; providing for elections for the levy and collection of taxes and the assumption of bonded indebtedness by such enlarged districts; providing for the issuance of bonds and the levy and collection of taxes; and declaring an emergency."

H. B. No. 51, A bill to be entitled "An Act to make it unlawful to take or kill wild quail or mourning doves for a period of three (3) years in Kent County, Texas; fixing penalty; providing a rule of evidence; and declaring an emergency."

H. B. No. 53, A bill to be entitled "An Act to make it unlawful to take or kill wild quail or mourning doves

for a period of three (3) years in Stonewall County, Texas; fixing penalty; providing a rule of evidence; and declaring an emergency."

H. B. No. 63, A bill to be entitled "An Act applicable to the County of Runnels, State of Texas, prohibiting the transportation of minnows taken in said County beyond the borders of said County for the purpose of sale; limiting the number of minnows to be transported beyond the borders of said County; providing penalties for any violation of this Act; and declaring an emergency."

Respectfully submitted,
CLARENCE JONES,
Chief Clerk, House of Representatives.

Senate Bills on First Reading

By unanimous consent, the following bills were introduced, read first time and referred to the committees indicated:

By Senator Bullock:

S. B. No. 46, A bill to be entitled "An Act creating an additional Judicial District for Scurry and Borden Counties, Texas, giving preference to civil cases, to be known as the 135th Judicial District; providing for the appointment of a District Judge therefor and providing the terms of said Court hereby created; providing that the official court reporter for the 32nd Judicial District shall also be the official reporter for the 135th Judicial District; providing for a vacation for the Judge of the 135th Judicial District Court; providing for the transfer of cases from the 32nd Judicial District Court to the 135th Judicial District Court without the entry of order upon the minutes of either court; providing that this Act shall not prevent the holding and closing under present laws of any term of Court that may be in session when this Act takes effect; making an appropriation; repealing all laws in conflict; and declaring an emergency."

To the Committee on Civil Jurisprudence.

By Senator Hazlewood:

S. B. No. 47, A bill to be entitled "An Act making it unlawful, except under the provisions of this Act, for any person to hunt, take, kill or possess any game bird or game animal

in Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Moore, Hutchinson, Roberts, Hemphill, Oldham, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Parmer, Castro, Swisher, Briscoe, Hall and Childress Counties, comprising the 31st Senatorial District of this State at any time; to take, kill, or trap any furbearing animal in said counties; to take, or attempt to take any fresh water fish in said counties by any means or method; prescribing the legislative policy with respect to the wildlife resources of said counties; conferring upon the Game, Fish and Oyster Commission power and authority to regulate, by proclamation, order, rule or regulation, the taking of the wildlife resources of said counties, requiring the Game, Fish and Oyster Commission to make investigations with respect to the depletion and waste of the wildlife resources of said counties; requiring the Commission to provide an open season or period of time when it shall be lawful to take a portion of the wildlife resources of the said counties; defining depletion and waste; providing for the issuance of the doe deer and antelope and elk permits; providing for the adoption of the proclamations, orders, rules, and regulations of the Game, Fish and Oyster Commission; providing for the effective period of regulations; providing the publication of the regulations; providing that the powers of the Commission are not limited; providing venue for suits to test the validity of the Act and of the rules and regulations of the Commission; providing a penalty for false swearing; providing a penalty for the violation of any of the provisions of this Act as well as any order, rule or regulation of the Commission; providing for the forfeiture of licenses; making it unlawful to purchase a new license and providing a penalty therefor; defining wildlife resources; repealing certain laws; providing for the effective date of this Act; providing a savings clause; and declaring an emergency."

To the Committee on Stock and Stock Raising.

House Bills on First Reading

The following bills, received from the House, were laid before the Senate, read first time and referred to the committees indicated:

H. B. No. 27, To the Committee on Counties and County Boundaries.

H. B. No. 53, To the Committee on Game and Fish.

H. B. No. 24, To the Committee on Civil Jurisprudence.

H. B. No. 26, To the Committee on Public Health.

H. B. No. 23, To the Committee on Finance.

H. B. No. 63, To the Committee on Game and Fish.

H. B. No. 36, To the Committee on Civil Jurisprudence.

H. B. No. 35, To the Committee on Game and Fish.

H. B. No. 38, To the Committee on Counties and County Boundaries.

H. B. No. 39, To the Committee on State Affairs.

H. B. No. 44, To the Committee on Counties and County Boundaries.

H. B. No. 45, To the Committee on Counties and County Boundaries.

H. B. No. 51, To the Committee on Game and Fish.

Reports of Standing Committees

By unanimous consent, the following reports were submitted at this time:

Senator Proffer submitted the following report:

Austin, Texas,
February 24, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. B. No. 16, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PROFFER, Chairman.

Senator Lane submitted the following report:

Austin, Texas,
February 25, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Fi-

nance, to whom was referred S. B. No. 42, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as substituted and be not printed.

LANE, Chairman.

Senator Moffett submitted the following report:

Austin, Texas,
February 25, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Agriculture, to whom was referred S. B. No. 34, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MOFFETT, Chairman.

Senator Lane submitted the following reports:

Austin, Texas,
February 25, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred H. B. No. 23, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANE, Chairman.

Austin, Texas,
February 25, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 45, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANE, Chairman.

Austin, Texas,
February 25, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 24, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANE, Chairman.

Austin, Texas,
February 25, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 36, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANE, Chairman.

Senator Hazlewood submitted the following report:

Austin, Texas,
February 25, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising, to whom was referred S. B. No. 47, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

HAZLEWOOD, Chairman.

Senator Jones submitted the following reports:

Austin, Texas,
February 25, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 39, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

Austin, Texas,
February 25, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 27, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

Austin, Texas,
February 25, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Coun-

ties and County Boundaries, to whom was referred H. B. No. 38, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

Austin, Texas,
February 25, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 44, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

Bill Re-referred

On motion of Senator Moore, H. B. No. 35 was withdrawn from the Committee on Game and Fish and re-referred to the Committee on Counties and County Boundaries.

Report of Standing Committee

By unanimous consent, Senator Jones submitted the following report:

Austin, Texas,
February 25, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 35, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman. *

Message from the Governor

The President pro tempore directed the Secretary to read the following message from the Governor:

Austin, Texas,
February 24, 1950.

To the Members of the 51st Legislature, First Called Session:

I submit the following additional subject for consideration by the First Called Session of the 51st Legislature:

Allocation of fees in the State Banking Department.

Respectfully submitted,
ALLAN SHIVERS,
Governor of Texas.

At Ease

On motion of Senator Aikin, the Senate at 10:10 o'clock p.m. agreed to stand at ease to 10:20 o'clock p.m. today.

Senator Aikin called the Senate to order at 10:20 o'clock p.m. today.

Bill Ordered Not Printed

On motion of Senator Harris, it was ordered that H. B. No. 24 be not printed.

House Bill 24 on Second Reading

Senator Harris moved to suspend the constitutional rule requiring bills to be read on three several days and that House Bill No. 24 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick

Absent—Excused

Carney	Weinert
Lock	

The Presiding Officer then laid before the Senate on its second reading and passage to third reading:

H. B. No. 24, A bill to be entitled "An Act providing that in certain counties a majority of the District Judges may appoint a bailiff in charge of the Central Jury Room and general panel and in such cases that the Sheriff shall not assign a deputy to the Central Jury Room; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 24 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick

Absent—Excused

Carney	Weinert
Lock	

Bill Ordered Not Printed

On motion of Senator Phillips, it was ordered that H. B. No. 39 be not printed.

House Bill 39 on Second Reading

Senator Phillips moved to suspend the constitutional rule requiring bills to be read on three several days and that H. B. No. 39 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Kelley of Hidalgo
Ashley	Kelly of Tarrant
Bell	Lane
Bracewell	Martin
Bullock	McDonald
Colson	Moffett
Corbin	Moore
Cousins	Morris
Hardeman	Nokes
Harris	Phillips
Hazlewood	Proffer
Hudson	Shofner
Jones	Strauss

Tynan Vick
 Absent—Excused
 Carney Weinert
 Lock

The Presiding Officer then laid before the Senate on its second reading and passage to third reading:

H. B. No. 39, A bill to be entitled "An Act validating and confirming the creation of Matagorda County Water Control and Improvement District No. 1, composed of all territory situated in Matagorda County, Texas; declaring such district duly established with certain specified powers; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 39 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Lane
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Colson	Morris
Corbin	Nokes
Cousins	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Nays—1

Hardeman

Absent—Excused

Carney Weinert
 Lock

Bill Ordered Not Printed

On motion of Senator Hazlewood, it was ordered that S. B. No. 47 be not printed.

Senate Bill 47 on Second Reading

Senator Hazlewood moved to sus-

pend the constitutional rule requiring bills to be read on three several days and that S. B. No. 47 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Lane
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Colson	Morris
Corbin	Nokes
Cousins	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Nays—1

Hardeman

Absent—Excused

Carney Weinert
 Lock

The Presiding Officer then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 47, A bill to be entitled "An Act making it unlawful, except under the provisions of this Act, for any person to hunt, take, kill or possess any game bird, or game animal in Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Moore, Hutchinson, Roberts, Hemphill, Oldham, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Parmer, Castro, Swisher, Briscoe, Hall and Childress Counties, comprising the 31st Senatorial District of this State at any time; to take, kill, or trap any furbearing animal in said counties; to take, or attempt to take any fresh water fish in said counties by any means or method; prescribing the legislative policy with respect to the wildlife resources of said counties; etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 47 on Third Reading

The Presiding Officer then laid the

bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Lane
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Colson	Morris
Corbin	Nokes
Cousins	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Nays—1

Hardeman

Absent—Excused

Carney	Weinert
Lock	

Bill Ordered Not Printed

On motion of Senator Kelly of Tarrant, it was ordered that H. B. No. 23 be not printed.

House Bill 23 on Second Reading

Senator Kelly of Tarrant moved to suspend the constitutional rule requiring bills to be read on three several days and that H. B. No. 23 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick

Absent—Excused

Carney	Weinert
Lock	

The Presiding Officer then laid before the Senate on its second reading and passage to third reading:

H. B. No. 23, A bill to be entitled "An Act providing that the Commissioners' Court of Tarrant County may pay emergency flood relief claims out of the Flood Control Fund which was created under House Bill 940, Acts 51st Leg., R. S., 1949, ch. 537, p. 986; providing that before such claims may be paid the same must be sworn to by the claimant and approved by the County Auditor, and declaring an emergency.

The bill was read second time and was passed to third reading.

House Bill 23 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Lane
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Colson	Morris
Corbin	Nokes
Cousins	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	

Nays—1

Hardeman

Absent—Excused

Carney	Weinert
Lock	

Bill Ordered Not Printed

On motion of Senator Lane, it was ordered that H. B. No. 27 be not printed.

House Bill 27 on Second Reading

Senator Lane moved to suspend the

constitutional rule requiring bills to be read on three several days and that H. B. No. 27 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick

Absent—Excused

Carney	Weinert
Lock	

The Presiding Officer then laid before the Senate on its second reading and passage to third reading:

H. B. No. 27, A bill to be entitled "An Act to provide for a closed season on wild deer and javelina (colored peccary) in Zapata County for a period of five (5) years; prescribing a penalty; repealing all laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 27 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Harris
Ashley	Hazlewood
Bell	Hudson
Bracewell	Jones
Bullock	Kelley of Hidalgo
Colson	Kelly of Tarrant
Corbin	Lane
Cousins	Martin
Hardeman	McDonald

Moffett	Proffer
Moore	Shofner
Morris	Strauss
Nokes	Tynan
Phillips	Vick

Absent—Excused

Carney	Weinert
Lock	

Bill Ordered Not Printed

On motion of Senator Lane, it was ordered that H. B. No. 45 be not printed.

House Bill 45 on Second Reading

Senator Lane moved to suspend the constitutional rule requiring bills to be read on three several days and that H. B. No. 45 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick

Absent—Excused

Carney	Weinert
Lock	

The Presiding Officer then laid before the Senate on its second reading and passage to third reading:

H. B. No. 45, A bill to be entitled "An Act providing for the extension of boundaries of certain junior college districts; providing for elections for the levy and collection of taxes and the assumption of bonded indebtedness by such enlarged districts; providing for the issuance of bonds and the levy and collection of taxes; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 45 on Third Reading

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick

Absent—Excused

Carney	Weinert
Lock	

Bill Ordered Not Printed

On motion of Senator Corbin, it was ordered that H. B. No. 38 be not printed.

House Bill 38 on Second Reading

Senator Corbin moved to suspend the constitutional rule requiring bills to be read on three several days and that House Bill No. 38 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick

Absent—Excused

Carney	Weinert
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Lock

The Presiding Officer then laid before the Senate on its second reading and passage to third reading:

H. B. No. 38, A bill to be entitled "An Act creating the County Court at Law of Lubbock County, Texas; transferring cases thereto and defining the jurisdiction of said Court; limiting amount from which appeals may be taken to the Court of Civil Appeals; prescribing the terms of said Court; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 38 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Colson	Moore
Corbin	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Shofner
Hudson	Strauss
Jones	Tynan
Kelley of Hidalgo	Vick

Absent—Excused

Carney	Weinert
Lock	

Motion to Recess

Senator Hudson moved that the Senate recess until 10:00 o'clock a.m. Monday, February 27, 1950.

The motion was lost by the following vote:

Yeas—2

Bullock	Hudson
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Nays—18

Aikin	Colson
Bell	Corbin
Bracewell	Cousins

Hardeman	Moffett
Harris	Moore
Jones	Phillips
Kelly of Tarrant	Proffer
Lane	Shofner
Martin	Strauss

Absent

Ashley	Morris
Hazlewood	Nokes
Kelley of Hidalgo	Tynan
McDonald	Vick

Absent—Excused

Carney	Weinert
Lock	

Senator Hudson raised the point of order that there was not a quorum present.

The Presiding Officer sustained the point of order.

Motions to Adjourn

Senator Hudson then moved that the Senate adjourn until 10:00 o'clock a.m. next Monday.

The motion was lost by the following vote:

Yeas—3

Bullock	Hudson
Hazlewood	

Nays—16

Aikin	Jones
Bell	Lane
Bracewell	Martin
Colson	Moffett
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss

Absent

Ashley	Morris
Kelley of Hidalgo	Nokes
Kelly of Tarrant	Tynan
McDonald	Vick
Moore	

Absent—Excused

Carney	Weinert
Lock	

Senator Hudson raised the point of order that there was not a quorum present.

The Presiding Officer sustained the point of order.

Senator Moffett moved a call of the Senate for the purpose of securing and maintaining a quorum to 12:00 o'clock m. today and the call was not seconded.

Senator Bell moved that the Senate adjourn until 10:15 o'clock a.m. Monday, February 27, 1950.

The motion was lost by the following vote:

Yeas—7

Bell	Kelly of Tarrant
Bullock	Lane
Hardeman	Vick
Hudson	

Nays—15

Aikin	Martin
Bracewell	Moffett
Colson	Moore
Corbin	Phillips
Cousins	Proffer
Harris	Shofner
Hazlewood	Strauss
Jones	

Absent

Ashley	Morris
Kelley of Hidalgo	Nokes
McDonald	Tynan

Absent—Excused

Carney	Weinert
Lock	

The Presiding Officer, Senator Aikin, announced that there was a quorum present.

Bill Ordered Not Printed

On motion of Senator Cousins, it was ordered that H. B. No. 44 be not printed.

House Bill 44 on Second Reading

Senator Cousins moved to suspend the constitutional rule requiring bills to be read on three several days and that House Bill No. 44 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—22

Aikin	Bullock
Bell	Colson
Bracewell	Corbin

Cousins	Martin
Hardeman	Moffett
Harris	Moore
Hazlewood	Phillips
Hudson	Proffer
Jones	Shofner
Kelly of Tarrant	Strauss
Lane	Vick

Absent

Ashley	Morris
Kelley of Hidalgo	Nokes
McDonald	Tynan

Absent—Excused

Carney	Weinert
Lock	

The Presiding Officer then laid before the Senate on its second reading and passage to third reading:

H. B. No. 44, A bill to be entitled "An Act ratifying, confirming and validating all resolutions and orders adopted by the Commissioners' Court of Jefferson County, Texas, and the election held thereunder in the Port District known as the Port of Beaumont Navigation District of Jefferson County, Texas, on the 21st day of June, 1949; ratifying, confirming and validating the notice given of said election, the manner of holding same and the returns and order of the Commissioners' Court canvassing such returns and declaring the results thereof and declaring said election to have been legally held; etc; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 44 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—21

Aikin	Kelly of Tarrant
Bell	Lane
Bracewell	Martin
Bullock	Moffett
Colson	Moore
Corbin	Phillips
Cousins	Proffer
Harris	Shofner
Hazlewood	Strauss
Hudson	Vick
Jones	

Nays—1

Hardeman

Absent

Ashley	Morris
Kelley of Hidalgo	Nokes
McDonald	Tynan

Absent—Excused

Carney	Weinert
Lock	

Bill Ordered Not Printed

On motion of Senator Colson, it was ordered that H. B. No. 36 be not printed.

House Bill 36 on Second Reading

Senator Colson moved to suspend the constitutional rule requiring bills to be read on three several days and that House Bill No. 36 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—22

Aikin	Jones
Bell	Kelly of Tarrant
Bracewell	Lane
Bullock	Martin
Colson	Moffett
Corbin	Moore
Cousins	Phillips
Hardeman	Proffer
Harris	Shofner
Hazlewood	Strauss
Hudson	Vick

Absent

Ashley	Morris
Kelley of Hidalgo	Nokes
McDonald	Tynan

Absent—Excused

Carney	Weinert
Lock	

The Presiding Officer then laid before the Senate on its second reading and passage to third reading:

H. B. No. 36, A bill to be entitled "An Act amending Article 2094 of the Revised Civil Statutes of 1925, as amended by Acts of the 41st Legislature, Regular Session, 1929, Chapter 43, page 89, paragraph 1, as amended by Acts of the 51st Legisla-

ture, Regular Session, 1949, Chapter 467, page 868, relating to the selection of jurors for service in the district and county courts so as to provide that the provisions of this Act shall not apply to any county having a population of less than twenty thousand (20,000) inhabitants according to the last preceding Federal census when such county is a part of two or more Judicial Districts which Judicial Districts embrace more than two counties; and declaring an emergency."

The bill was read second time.

Senator Colson offered the following amendment to the bill:

Amend H. B. No. 36, page 1, the last line thereof, by adding after the phrase "regardless of population" the following: "except as hereinafter provided."

The amendment was adopted.

The bill was passed to third reading.

House Bill 36 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—22

Aikin	Jones
Bell	Kelly of Tarrant
Bracewell	Lane
Bullock	Martin
Colson	Moffett
Corbin	Moore
Cousins	Phillips
Hardeman	Proffer
Harris	Shofner
Hazlewood	Strauss
Hudson	Vick

Absent

Ashley	Morris
Kelley of Hidalgo	Nokes
McDonald	Tynan

Absent—Excused

Carney	Weinert
Lock	

Bill Ordered Not Printed

On motion of Senator Strauss, it was ordered that H. B. No. 16 be not printed.

House Bill 16 on Second Reading

Senator Jones moved to suspend the constitutional rule requiring bills to be read on three several days and that H. B. No. 16 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—22

Aikin	Jones
Bell	Kelly of Tarrant
Bracewell	Lane
Bullock	Martin
Colson	Moffett
Corbin	Moore
Cousins	Phillips
Hardeman	Proffer
Harris	Shofner
Hazlewood	Strauss
Hudson	Vick

Absent

Ashley	Morris
Kelley of Hidalgo	Nokes
McDonald	Tynan

Absent—Excused

Carney	Weinert
Lock	

The Presiding Officer then laid before the Senate on its second reading and passage to third reading:

H. B. No. 16, A bill to be entitled "An Act to validate the establishment, organization, and/or creation of all school districts, validating the acts of county boards of school trustees, county judges, commissioners' courts, boards of trustees of such school districts, and municipal governing bodies; validating tax elections, bond elections, bond assumption elections, and all bonds voted, authorized, and/or now outstanding of said districts; authorizing the levy, assessment, and collection of taxes; providing that this Act shall not apply to certain districts involved now or previously involved in litigation, or to districts which may have been established and which later returned to original status; providing a savings clause, and declaring an emergency."

The bill was read second time.

On motion of Senator Hudson, a full reading of the bill was called for.

At the conclusion of the reading of the bill, Senator Bell offered the following amendment to the bill:

Amend H. B. No. 16 by striking out all of Section 3 and inserting in lieu thereof the following:

"Sec. 3. This law shall not apply to any district which is now involved in litigation in any district court of this State, the Court of Civil Appeals, or the Supreme Court of Texas, in which litigation the validity of the organization or creation of such district or the consolidation or annexation of territory in or to such district is attacked. Provided further, that this Act shall not apply to any district which has heretofore been declared invalid by a court of competent jurisdiction of this State or which may have been established and which was later returned to its original status. This Act shall not apply to any district which on the effective date of this Act is involved in litigation which questions the validity of the formation of such district, or the validity of the election for the purpose of forming or creating such district, or the validity of the acts of persons purporting to be the trustees thereof because of the alleged invalidity of such district, or the validity of any elections subsequent to the purported formation or creation of such alleged invalid district for the purpose of assumption of indebtedness or levy of special maintenance taxes; nor shall this Act in court proceedings pending at the time of the effective date hereof have the effect of validating any of such districts, elections, or proceedings in the event the courts shall hold them to be illegal or invalid under the General Laws."

The amendment was adopted.

Senator Bracewell offered the following amendment to the bill:

Amend House Bill No. 16 by adding a new section to be known as Section 3A, between Section 3 and Section 4, to read as follows:

"Section 3A. Nothing herein shall validate the purported extension of the boundaries of any independent school district, not under municipal control, by virtue of the extension of the boundaries of any city situated within said district."

The amendment was adopted.

The bill was passed to third reading.

House Bill 16 on Third Reading

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—21

Aikin	Kelly of Tarrant
Bell	Lane
Bracewell	Martin
Bullock	Moffett
Colson	Moore
Corbin	Phillips
Cousins	Proffer
Harris	Shofner
Hazlewood	Strauss
Hudson	Vick
Jones	

Nays—1

Hardeman

Absent

Ashley	Morris
Kelley of Hidalgo	Nokes
McDonald	Tynan

Absent—Excused

Carney	Weinert
Lock	

Senate Bill on First Reading

By unanimous consent, the following bill was introduced, read first time and referred to the committee indicated:

By Senator Harris:

S. B. No. 48, A bill to be entitled "An Act making a supplemental appropriation for the Fire Insurance Division of the Board of Insurance Commissioners, and declaring an emergency."

To the Committee on Finance.

At Ease

On motion of Senator Lane, the Senate at 11:40 o'clock a.m., agreed to stand at ease subject to the call of the Chair.

The President pro tempore called the Senate to order at 11:55 o'clock a.m.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 25, 1950.

Hon. Grady Hazlewood, President of
the Senate.

Sir: I am directed by the House
to inform the Senate that the House
has passed the following:

The House has concurred in Sen-
ate amendments to House Bill No.
16 by a vote of 102 ayes and 0 noes.

The House has concurred in Sen-
ate amendments to House Bill No. 36,
by a vote of 116 ayes and 0 noes.

Respectfully submitted,
CLARENCE JONES,

Chief Clerk, House of Representatives.

Bills Signed

The President pro tempore signed,
in the presence of the Senate, after
giving due notice thereof, the follow-
ing enrolled bills:

H. B. No. 1, A bill to be entitled
"An Act amending House Bill No. 321,
Acts of the Regular Session, 51st
Legislature, 1949; making an appro-
priation for the support, maintenance,
and improvement of the State Hos-
pitals, Special Schools, and other in-
stitutions and the construction of cer-
tain buildings, included in said House
Bill No. 321 for the fiscal year be-
ginning September 1, 1950 and end-
ing August 31, 1951; prescribing cer-
tain regulations and restrictions in
respect to the expenditure of the ap-
propriations; providing a savings
clause; and declaring an emergency."

H. B. No. 2, A bill to be entitled
"An Act amending section 2 of House
Bill No. 755, Acts 44th Legislature,
R. S., 1935, page 575, Chapter 251,
increasing the tax levied on cigarettes;
amending House Bill No. 755, Acts
44th Legislature, R. S., 1935, page
575, Chapter 241, by adding a new
section to be known as Section 2a em-
powering the Comptroller of Public
Accounts to authorize licensed cig-
arette distributors to impress on or
attach to each package of cigarettes
evidence of tax payment, by means of
a stamp metering machine; defining
certain duties of the State Treasurer

relating thereto; and empowering the
Comptroller to adopt rules and regu-
lations relative to the imprinting of
such tax meter stamps; amending
Section 3 of House Bill No. 755, Acts
44th Legislature, R. S., 1935, page
575, Chapter 241, as amended Acts
44th Legislature, 3rd C. S., 1936, page
2040, Chapter 495; Acts 45th Legis-
lature, R. S., 1937, page 621, Chapter
310; Acts 47th Legislature, R. S.,
1941, page 269, Chapter 184, allocat-
ing the revenue derived from the tax
levied by this Act to a special fund
to be known as the State Hospitals
and Special Schools Building Fund
created hereby; etc., and declaring an
emergency."

H. B. No. 3, A bill to be entitled
"An Act levying and providing for
the collection of certain taxes in addi-
tion to those now levied by law; re-
quiring reports by taxpayers; provid-
ing savings and severability clauses;
providing effective dates and expira-
tion dates for this Act and portions
thereof; fixing liens for taxes; pre-
serving such lien and debt for taxes
at the expiration of any part hereof;
requiring withholding of certain taxes
by purchasers; providing for the com-
bining of reports; authorizing the col-
lecting officer, agency or department
to make certain rules and regulations;
providing governing rules should there
be conflicts in fines, penalties, for-
feitures and penal offenses; creating
the State Hospital Fund and defining
its use; allocating taxes collected here-
under (with certain exceptions) to
such Fund; and declaring an emergen-
cy."

Bill Re-referred

On motion of Senator Hardeman,
H. B. No. 26 was withdrawn from the
Committee on Public Health and re-
ferred to the Committee on Rules.

Recess

On motion of Senator Hudson, the
Senate at 12:05 o'clock p.m., took re-
cess until 10:00 o'clock a.m. Monday,
February 27, 1950.

Record of Vote

Senator Phillips asked to be re-
corded as voting "nay" on the motion
to recess.

In Memory of
Honorable James D. Hamlin

(Senate Resolution 56)

Senator Bullock offered the following resolution:

Whereas, God in His Infinite wisdom, did on January 10, 1950, call from his earthly home the Honorable James D. Hamlin, affectionately known as "Judge Hamlin," of Farwell, Texas; and

Whereas, Judge Hamlin was born on the fifth day of August, 1871, in the City of Louisville, Kentucky; and

Whereas, Judge Hamlin while yet a young man, came to the Panhandle of Texas and settled at Amarillo where he read law with Judge William Boyce and was admitted to the Bar. In 1905 he became President of the old Amarillo College, serving in that capacity for a few years when he was made Resident Representative of the Capitol Freehold Land and Investment Company, the company which built the State Capitol of Texas, holding this position until his death. Under Judge Hamlin's able direction the Capitol Land Syndicate sold some three million acres of land in the Texas Panhandle to settlers, thereby materially aiding in the settlement and development of this great area; and

Whereas, Judge Hamlin was a connoisseur of art and during his lifetime acquired one of the greatest collections of art and antiques in the Southwest which he later donated to the Panhandle Plains Museum; and

Whereas, Judge Hamlin was a self-educated, classical scholar, a master of words, a natural orator, a former President of the West Texas Chamber of Commerce, and one of the most capable and versatile men Texas has ever produced, having taken the lead in promoting and establishing the Panhandle Plains Historical Society, and was one of the founders of the Panhandle Plains Museum, later serving as President of the Panhandle Plains Historical Society for a number of years; and

Whereas, Judge Hamlin, along with his contemporaries, laid well the foundation of the Panhandle Plains institutions and contributed much to the material and cultural development of the great West; now, therefore, be it

Resolved, That the Senate of the State of Texas extend sincere sympathy to those who survive him; and, be it further

Resolved, That a page be set aside in the Senate Journal as a memorial to him and that this resolution be printed thereon and that an official copy of the said resolution be sent to those who survive him.

HAZLEWOOD
BULLOCK

The resolution was read and was adopted.

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